Formal State Complaint Form

This form is designed to provide the NCDPI OEC required information to accurately process your complaint. Use of this form is optional.
(Complaints must address an alleged violation that occurred not more than one year prior to the date the complaint is received by the Office of Exceptional Children).

SECTION ONE: Complainant (the person filing the complaint), Student, and Public Agency (public school system, charter school, or state operated program) **Information (Required)**

Complainant Information (Required)

Name	[redacted]	Relationship to Student	Father
Address	[redacted]		
Email	[redacted]	Phone Number	[redacted]
Check box if you agree to receive correspondence related to this complaint from NCDPI via confidential email *(optional).*			☑
If you are a third-party complainant, check the box if a signed consent form from the parent and/or student is attached. A signed consent form is needed to exchange information, including the final report, with the third-party complainant.			☐

Student Information (Required)

Name	[redacted]	Date of Birth	[redacted]
Disability	Autism, Epilepsy, Chromosome Deletion Syndrome, Dysgraphia, NUS1	Grade	6th
Address: (*if different from Complainant) In case of homeless youth, provide contact information.*			

Public Agency: The alleged violation(s) are against (Required)

Name of Public Agency	New Century International Middle School	
Name of School *(Location of alleged violation)*	7455 Century Circle, Fayetteville, NC 28306	
Name of School the student is attending, *if different from above*		
Check box if the student is not currently enrolled in the named Public Agency *(optional)*		☐

SECTION TWO: Statement of Alleged Violation(s) and Supporting Facts (Required)
You do not need to know the specific statute or policy that may have been violated; however, you must **explain** what you believe the school has done, or failed to do, that is in violation of IDEA and NC *Policies*. For example, "The teachers are not following my child's IEP." If there is more than one alleged violation, use the additional page(s) to indicate the other alleged violation(s) and supporting facts.

Alleged Violation #1 (Required)	Failed and Refused to provide and follow IEP for Student Servi See complaint attached.
Date or Time Period of Alleged Violation	August 26, 2025 through October 16, 2025
Supporting Facts (Required) (see page 2)	[redacted]

Supporting Facts: ***Provide details about the alleged violation.*** **(Required)**

School refused to provide IEP Services and to allow student equal access to education. See Attached Complaint

Check the box if there are additional alleged violations attached (*optional*).	☑
Check the box if additional documentation is attached (*optional*).	☑

SECTION THREE: Proposed Solution (Required) *(if known)*

What is your proposed solution to the alleged violations?

For the teachers/school to adhere to and follow the IEP for services, and not to be denied equal access to education, which also include, alternative class, educational support, to efffectively write the IEP. For IEP Team, all student teacher to adhere and to acknowledge the IEP, so the child/student can not struggle. See Attached Complaint Letter.

SECTION FOUR: Signature, Date, and Confirmation (Required)

Please sign, date, and confirm that a copy of the state complaint has been provided to the Superintendent or School Administrator of the Public Agency in which the allegations occurred in the boxes below.
Ensure you have included all required information (*) before submitting this form to NCDPI and the Public Agency.

The NCDPI OEC accepts electronic signatures in accordance with the federal E-SIGN Act (15 U.S.C. § 7001 et seq.) and the Uniform Electronic Transactions Act (UETA). An electronic signature may include a typed name, scanned handwritten signature, or a verified digital signature submitted through a secure platform. Submission by email from a known address also constitutes confirmation of authorship and intent to file. All parties must retain copies of signed documents and may request a paper version at any time.

Complainant's Signature (Required	[redacted]	**Date (Required)**	10/16/2025
I confirm that a copy of the state complaint was provided to the Superintendent or School Administrator for the Public Agency in which the alleged violations occurred. **Initial the box to the right. (Required)**		[redacted]	

SECTION FIVE: Submission of Complaint (Required)

Send the finalized complaint form to the NCDPI OEC Section Chief: IDEA Dispute Resolution by postal mail or email:

Mailing Address:	Section Chief: IDEA Dispute Resolution NCDPI Office of Exceptional Children 6356 Mail Service Center Raleigh, NC 27699-6536
Email Address:	state_ec_complaints@dpi.nc.gov

FOR NC DPI USE ONLY			
Complaint Number	**DRC Assigned**	**Date Received**	**Final Report Due**

Statement of additional alleged violations and supporting facts, if any:

Alleged Violation #2	Refused to sit in close proximity to teacher. Moved child. Refused/Never give GUIDED /HARD COPIES OF NOTES.
Date or Time Period of Alleged Violation *Not more than 1 year prior to date complaint is filed.*	August through October 16, 2025 See additional details in the attached Complaint.

Supporting Facts: ***Provide details about the alleged violation.***

See the Attched Complaint

Alleged Violation #3	IEP Team was told about child's handwriting disorder and refused to write in the IEP specifically less
Date or Time Period of Alleged Violation	October 8, 2025
Supporting Facts: *Provide details about the alleged violation.* See the Attached Complai	

October 16, 2025

Section Chief: IDEA Dispute Resolution
NCDPI Office of Exceptional Children
6356 Mail Service Center
Raleigh, NC 27699

RE: **IEP Complaint Violations: New Century International Middle School**
Address: 7455 Century Circle, Fayetteville, NC 28306
IEP Student: [redacted]

Dear IDEA Dispute Resolution:

Please find that I am filing this IEP Complaint of Violations in regards to New Century International Middle School located at 7455 Century Circle, Fayetteville, NC 28306 for failing and refusing to provide IEP Services for my son who is a student at the school.

The New Century International Middle School failed and refused to provide the below IEP Services to my son who is a 6th Grade student who has Autism and other related medical health impairments from August 26 through October 16, 2025. I can show you several documents where the school continues to give my son excessive amounts of school/homework and assignments despite the IEP and given his medical conditions. The below is the complaint set forth:

No parts of any tests, from any subject were not read aloud to [redacted] either by the computer or by a teacher.

No Testing in a Separate Room

No Small Group - [redacted] doesn't test in a small group of no more than 14 students. [redacted] is forced to take tests in class with over 31 students.

NO PREFERENTIAL SEATING: [redacted] was removed to sit in close proximity to the teacher.

NO GUIDED /HARD COPIES OF NOTES: [redacted] didn't receive guided notes/hard copies of notes.

[redacted] didn't receive modified writing assignments. For example, if the class is being asked to write 5-6 sentences, [redacted] will only be required to write 3-4 sentences.

The 10/8/2025 IEP Minutes are obscure and it doesn't detail the full meeting accounts.

Some things that I never stated in the 10/8/2025 IEP Meeting, or was never asked about were typed into the IEP, like for example in the Student Profile. See 10/8/2025 IEP. The IEP fails to state what actually was agreed upon, like for example, my son should do half the questions and write half the required sentences because of his disability called Dysgraphia, and or, also known as disorder of written expression. So instead he is being forced by the teacher to do all work, homework, and etc., despite what the IEP(s) state.

On 10/8/2025, the IEP Team was also informed verbally by me as the Parent about my son's medical condition and they ignored it, which is clearly not evidenced in their minutes with nothing stated about what I said about his medical conditions which included the Dysgraphia, and or, also known as disorder of written expression and that he received OT for it in the past and will be attending OT again for the disorder.

On 10/8/2025, my son was again given an excessive amount of homework workload from classes, plus missing assignments, due on October 10, 2025, knowing he could not complete it all despite the IEPs set forth. The IEP was ignored.

On 10/15/2025, despite the 10/8/2025 IEP Accommodations, for "chunked assignments," and also "modified assignments in Social Studies," the School Social Studies Teacher, Rhesha Smith, still continues to ignore the IEP and gives overload of school work, and homework assignments to student, when in fact it should be less per the IEP. Specifically, School Social Studies Teacher, Rhesha Smith, refuses to also indicate the less work or an stop number on form, schoolwork, homework, or the amount of sentences the student should write, like for example, if the school daily work requires 4 sentences, my son, should write 2 sentences, and etc.

The School Teachers in Math, Science and Social Studies are still overloading my son, [redacted] with work/homework from Math, Science, and Social Studies, despite the IEP. Further, w[redacted] comes to tests, he is never given any exemptions or accommodations to take it, as the IEP is ignored again. Also, on 10/15/2025, in Math Class work, [redacted] made mention that he had to have his class friend in Math Class to help him, and give him an educational overview on top of the still excessive amount of workload homeworks from each subject.

The IE block my son received is filled with him doing additional work and the EC Teachers in the IE Block doesn't provide my son with the needed education extra support he needs knowing that he is struggling in his main core classes and they don't ask or provide assistance if he needs to ask questions about certain homework or work in class.

Accordingly, this IE block should provide additional time for reteaching, practice, and reinforcement in subjects like reading, math, and social studies, but it doesn't. MY son complains that they give him more work in those classes while he has gaps and struggles in the other classes.

The IE block for EC Students doesn't have Intervention to provide additional help for my son, as a student who is struggling with specific skills or subjects; or offer educational learning opportunities for deeper learning and exploration into his school subjects which should include activities for project-based learning, independent study, and cross-curricular activities. My son should receive remediation: giving the student time to complete missing assignments or make up work, like other students receive in the IE Block. The school also fails IE Block Advisory: to provide student, my son with a regular check-in with a teacher for support on academic and personal issues, but it's turned around on me, and I am made to do it, despite requests. school makes a parent responsible for tasks that were supposed to be provided by a teacher, it is a significant change to your son's Individualized Education Program (IEP) which violates the federal laws pursuant to the Individuals with Disabilities Education Act (IDEA) and related state laws.

Principal/School denied IEP Parent requests for child/student to have alternative class, and the school knew it had other options available for the alternative class, such as the NCVPS which has been confirmed that the option exists, and the Principal stated no other options are available for an IEP Student for class. MY son was denied a legal right to equal access based on his disabiltity.

I, as the parent, have never been shown any work or anything from this class, while my son fails and struggles in the other class despite the IEP.

Additional Notes:

October 8, 2025 IEP Meeting at New Century International Middle School, I was not able to get what was needed for my special needs child in school. In the meeting I thought it would be agreed and in put into writing that my child would get less workload, extension of time, half the questions, etc., but instead, after the IEP was printed out, the IEP failed didn't state specifically in writing details, but the IEP stated "chucking" assignments, without any detail context, and despite other specific details being mentioned in the IEP Meeting.

Further, the EC Director John McMillian was there in the meeting and he asked specific questions to me which I answered about my son and how he was afraid of the Social Studies Teacher, Reshea Smith which impacts his grade in the class, along with the over excessive workload for a child with learning and hand disabilities.

The Social Studies Class Teacher Reshea Smith who was present also took an unprofessional approach to me to use the "IEP Platform" to come at me unethically in front of everyone present in the meeting which included in efforts to embarrassed me, as Parent, like I didn't know what I was talking about regarding my child's 11 pages of homework she gave him, and his medical conditions, and the other pages of homework she gave to him. Then, Reshea Smith went on to verbally abuse retaliate against me in public indicating matters which had to do with grievances I had against her as a teacher, for stuff she has done to my child, all at which had nothing to do with the IEP Meeting for my son's education.

Basically the entire time was spent in the IEP about her attacking me as the Parent in the IEP Meeting which I was not there for those reasons, but only for my son's IEP goals. It was a matter where she was state matters to intentionally embarrass me as the Parent and to cause further harm.

Also, the EC Director stated, "that he was even confused" because Reshea Smith refused to bring up this 11 page homework assignment and another sheet she gave my son to do. The Social Studies would go on to lie to the entire IEP Class, then went on to embarrass me, then the EC Director John McMillian had my son pulled from his class to being his laptop in and my son had to show everyone the 11 Page homework given and to show how the Social Social Studies teacher was refusing to bring it up on the screen in the EC Room, and she contended to not bring it up on the entire screen for the IEP Team to see what she gave to my son.

Thereafter, Ms. Smith continued to discredit me in front of everyone, as retaliation, like a "tick for tack circus show." Other IEP Members said nothing while she did this to me and while I "kindly" defended myself as a parent of a disabled child who has special needs trying to get his IEP Education goals. Later, I was inappropriately personally questioned by the EC Director, John McMillian, who wore a *"Pip Hat during the entire IEP Meeting in the School"* about intimate and private details about my birthplace, and other intimate deep personal questions about my life, which the IEP Meeting was not about this process. The "PiP Hat" caused problems with professionalism and dress code. And I found this to be abuse and waste of public funds for the IEP Meeting Process and who conduct themselves in this unprofessional manner.

On 10/9/2025, after school, my son had a seizure while trying to do all the homework given to him by the school which the doctor said all the stress and pressure from school work overload caused the seizure.

At this point, I am very upset because if the IEP Team was successful, my son would not have all this overload of work to do, which caused his seizure, despite me requesting to decrease it with

less assignments, less homework, etc. in the IEP. It just appears the IEP is still being ignored even on the date 10/15/2025.

It's like the IEP Meeting allowed an unprofessional platform for the Social Studies Teacher to come at me as the parent and to verbally abuse, embarrass and retaliate against me for being a parent who reported the teacher earlier for misconduct. While she did this to me during the IEP Meeting on 10/8/2025, no one in the IEP Meeting stopped her from this abuse I received as a Parent in the IEP Meeting.

Respectfully submitted,
[redacted], Father/Parent